## Lance J.M. Steinhart, P.C.

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February 9, 2005

## VIA OVERNIGHT DELIVERY

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Mr. David Waddell Tennessee Regulatory Authority 460 James Robertson Parkway Nashville, TN 32743-0505

Re:

Acceris Communications Corp.

Docket No. 04-00438

Dear Mr. Waddell:

Enclosed please find for filing an original and (13) thirteen copies of Acceris Communications Corp.'s responses to the Commission's data requests.

APPLICANT HAS ALSO ENCLOSED ONE COPY OF RESPONSES TO DATA REQUEST NOS. 3 AND 4 IN A SEPARATE ENVELOPE MARKED "CONFIDENTIAL AND PROPRIETARY" AND RESPECTFULLY REQUESTS CONFIDENTIAL TREATMENT OF THE **ENCLOSED FINANCIAL** INFORMATION. APPLICANT EXPECTS THAT THIS INFORMATION WILL BE RESTRICTED TO COUNSEL, AGENTS AND EMPLOYEES WHO ARE SPECIFICALLY ASSIGNED TO THIS APPLICATION BY THE COMMISSION.

I have also enclosed an extra copy of this letter to be date stamped and returned to me in the enclosed, self-addressed, postage prepaid envelope.

If you have any questions or if I may provide you with additional information, please do not hesitate to contact me.

Respectfully submitted,

Lances.M. Steinhart

Anorney for Acceris Communications Corp.

David Silverman cc:

Acceris Communications Corp. Docket No. 04-00438 February 9, 2005

1. Please provide a \$20,000 bond or letter of credit in the name of Acceris. The bond referred to in the CLEC application in connection with a long distance reseller is in the name of WorldxChange.

**Response:** A \$20,000 bond under the name of Acceris Communications Corp. was filed with the Commission on February 4, 2005.

2 Please provide a certificate of authority to conduct business in the State of Tennessee in the name of Acceris Communications Corporation. The certificate provided is in the name of WorldxChange.

**Response:** Please see attached.

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3. Please provide the number of consumer complaints, by state and federal agencies, in the states where Acceris is currently doing business and whether the complaints have been resolved.

**Response:** Please see the attached information filed under separate cover marked confidential.

4. Please provide financial information in the form of a Balance Sheet, Income Statement and Statement of Cash Flow along with Revenues and Operating Costs/Expenses format.

**Response:** Please see the attached financial information filed under separate cover marked confidential.



## Department of State

Corporations Section

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## 1:12 7:3 APPLICATION FOR AMENDED CERTIFICATE OF AUTHORITY (FOR PROFIT)



18th Floor, James K. Polk Building Nashville, TN 37243-0306 To the Secretary of State of the State of Tennessee:

| 10 210 Deciently 01 Dime of 10 Dime of 10111000000.  | - Pu                                       | F/1 1. 2.                      |
|--|--|--------------------------------|
| Pursuant to the provisions of Section 48-25-10   | 4 of the Tennessee Business Corpor         | ation Act, the undersigned     |
| corporation hereby applies for an amended certificate for that purpose sets forth:                             | te of authority to transact business in    | the State of Tennessee, and    |
|  | ······                                     | · 6/M · c                      |
| 1. The name of the corporation is WorldxChange C   | Corp.                                      | 18118                          |
|  |  | <b>_</b>                       |
| If different, the name under which the certificate of au   | thority is to be obtained is               |                                |
| Acceris Communications Corp.   |  |                                |
| 2. The state or country under whose law it is incorpora  | ated 15 Delaware                           |                                |
| 3 The date of its incorporation is May 25, 2000  |  | ay, and year), and the period  |
| of duration, if other than perpetual, is Perpetual   | ,  |                                |
| 4. The complete street address (including zip code) of   | its principal office is                    |                                |
| 9775 Business Park Avenue, San Diego, CA 92  |  |                                |
| Street City  | State/Country                              | Zip Code                       |
| 5. The complete street address (including the county a   |  | <u> </u>                       |
| •  | ind the zip code) of its registered office | ; in Tennessee is              |
| 1900 Church St., Ste. 400, Nashville, TN 37203 Street City/State   | County                                     | Zıp Code                       |
|  |  | Zip Code                       |
| The name of its registered agent at that office is_  | 100 00110101010101010101010101010101010    | •                              |
| 6. The names and complete business addresses (incl   | uding zip code) of its current officers    | are (Attach separate sheet     |
| if necessary.) See Attached List   |  |                                |
|  |  |                                |
|  |  | <del></del>                    |
|  |  |                                |
|  |  |                                |
| <ol><li>The names and complete business addresses (in<br/>separate sheet if necessary.)</li></ol>              | cluding zip code) of its current boar      | rd of directors are (Attach    |
| See Attached List  |  | ,                              |
|  |  |                                |
|  |  | 1                              |
|  |  |                                |
| O The compensation is a compensation for profit  |  |                                |
| 8. The corporation is a corporation for profit.  |  |                                |
| 9. If the document is not to be effective upon filing  | g by the Secretary of State, the dela      | yed effective date/time is     |
|  | (date), (time)                             |                                |
| [NOTE: A delayed effective date shall not be later that  | an the 90th day after the date this docur  | nent is filed by the Secretary |
| of State.]   |  |                                |
| [NOTE: This application must be accompanied by   |  |                                |
| authenticated by the Secretary of State or other offi<br>under whose law it is incorporated. The certificate s |  |                                |
| the application is successfully filed in Tennessee.]   | Hall Hot bear a date of more man two       | (2) Mondis prior to die date   |
|  |  |                                |
| 2/2/04   | Acceris Communications C                   | orp.                           |
| Signature Date   | Name of Corporation                        |                                |
| ŭ  | Name of Corporation                        | $\overline{}$                  |
| President  | _ &Munn                                    | . )                            |
| Signer's Capacity  |  | *                              |
|  | Signature                                  | *                              |
|  | Signature Kelly D. Murumets                | */                             |
|  |  | <b></b>                        |
|  | Kelly D. Murumets                          | <del></del>                    |
| SS-4435 (Rev. 3/99)  | Kelly D. Murumets                          | RDA 1678                       |

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